

REMARKS

1 The Abstract of the Disclosure was objected to and the same has been
amended. In addition, the Examiner's suggestions set forth at the bottom of page 2
of the Office Action have been accomplished. Corrected drawings are also attached.

5 The Examiner indicated that claims 4, 5, 9-13 and 24-28 would be allowable if
rewritten in independent form to include all of the limitations of the base claim and
any intervening claims. Accordingly, claims 4 and 24 have been rewritten in
independent form as newly submitted claims 33 and 34, respectively. Claim 5 has
been amended to depend from claim 33 rather than cancelled claim 4. Claim 25 has
10 been amended to depend from claim 34 rather than cancelled claim 24. Accordingly,
it is believed that claims 33, 34, 5, 9-13 and 25-28 are in condition for allowance.

Claims 3, 15-22, 23 and 29-32 were rejected under 35 U.S.C. § 101 as claiming the same invention as that of claims 26, 8-15, 20 and 22-25 of prior U.S. Patent No. 6,843,002 B1. Counsel for applicant has carefully reviewed the Examiner's 35 U.S.C. § 101 rejection and agrees with the same with the exception of the Examiner's rejection of claims 21 and 22. Claim 21 does not claim the same invention of claim 14 of the '002 patent. Claim 21 differs from claim 14 of the '002 patent in that claim 21 describes that the blade position lever is in an unlocked position when the forward end of the mounting frame and the blade are positioned at a first predetermined height with respect to the vehicle while claim 14 of the '002 patent describes that the blade position lever is in an unlocked position when the forward end of the mounting frame is in its raised position. Claim 22 of the instant

1 application differs from claim 15 of the '002 patent in that claim 22 specifically
describes that the locking mechanism is in a locked position when the forward end of
the mounting frame and the blade are positioned below the said first predetermined
height while claim 15 of the '002 patent describes that the blade position lever is in an
5 unlocked position when the forward end of the mounting frame is in its raised
position. Applicant submits that claims 21 and 22 do not claim the same invention as
that of claims 14 and 15 of the '002 patent. In an effort to expedite the prosecution of
this application, claim 21 has been rewritten in independent form as newly submitted
10 claim 35 and includes all of the limitations of claims 15 and 21. Claim 22 has been
rewritten as newly submitted claim 36 to depend from claim 35 rather than cancelled
claim 21. It is therefore believed that claims 35 and 36 are also allowable.

Inasmuch as claims 1-4, 6-8 and 15-24 have been cancelled, the remaining
claims should be in condition for allowance.

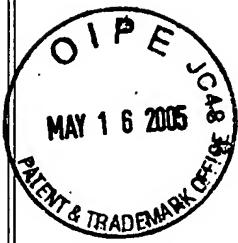
15 No fees or extensions of time are believed to be due in connection with this
Amendment; however, please consider this a request for any extension inadvertently
omitted and charge any additional fees to Deposit Account No. 502093.

20 Respectfully submitted,



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CERTIFICATE OF MAILING

I hereby certify that the original of this AMENDMENT for CHADRON D. MOFFITT, Serial No. 10/699,762, was mailed by first class mail, postage prepaid, to Mail Stop Amendment, Commissioner for Patents, Alexandria, VA 22313, on this 11th day of May, 2005.

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Dennis L. Thomte
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